



INSURANCE FRAUD INVESTIGATION DIVISION
Kentucky Department of Insurance
909 Leawood Drive, P. O. Box 4050, Frankfort, KY 40604-4050
Phone 502-564-1461 – FAX 502-564-1464
Fraud Statistics/Convictions Activity
November 2013

<u>Fraud Statistics</u>	<u>Month/November</u>	<u>YTD</u>
Total Referrals Received.....	140	1,584
Closed Referrals.....	150	944
Open Cases (Investigations – includes prior years).....		370
Assigned Cases (Investigations).....	10	203
Closed Cases (Investigations).....	3	160
Closed Cases (Investigations) Exceptionally Cleared – Declined by Prosecutor.....	1	8
Charges (11 felony, 0 misdemeanor)	11	160
Convictions (0 felony, 3 misdemeanor)	3	84
Restitution Ordered.....	\$.00	236,227.61
Restitution Agreed.....	\$.00	.00
Restitution Total.....	\$.00	236,227.61
Investigation Expenses to Division		
Awarded.....	\$ 300.00	24,304.01
Collected.....	\$ 332.31	29,570.04
DOI Fines.....	\$.00	.00
Administrative Subpoenas Issued.....		21
Non-Licensed Individuals.....		21
Licensed (active/inactive individuals).....		
Subpoenas Received.....		35

Convictions Activity

Walker Berkley – Berkley submitted an altered doctor's note that stated he was to be off work for a longer period of time than the doctor had written originally. There was no payment on the claim so no restitution was required. Berkley was convicted of attempted fraudulent insurance acts \$500 or less. He was ordered to pay \$300 in investigative expenses.

Leroy Smith – Smith forged a policy delivery receipt. Smith entered a guilty plea to the charge of attempted forgery and was sentenced to 365 days in jail conditionally discharged.

Janna McAlpin – McAlpin was the ex-girlfriend of agent Michael Dunn. McAlpin admitted to accepting money from Dunn and concealing it to avoid taxes being paid on it. McAlpin entered a guilty plea to the charge of criminal facilitation to willfully failing to pay taxes owed with intent to evade payment. She was sentenced to serve 12 months in jail probated for 24 months and pay fees of \$100 to the Internal Revenue Service. Dunn was not convicted in this crime as he is already serving 50 years in jail on another crime.